

1909-022  
Lee Co.

Chancery Causes: Cook & Orr] vs. John R. Horton

Cook, Orr

CA-Debt  
T-Property



To the Honorable H. A. W. Skeen, Judge of the Circuit Court  
for Lee County, Virginia.

Your petitioners, A. W. Couk and W. E. Orr, late merchants  
and partners under the firm name and style of Couk & Orr, would  
respectfully represent and show unto your honor that on the 1st  
day of December, 1906, they obtained before E. A. Robinett, a Jus-  
tice of said County, a judgment against John R. Horton for  
Fifteen Dollars (\$15.00) with interest thereon from the 22<sup>nd</sup> day  
of December, 1894, until paid, and One Dollar cost, to which has  
been added one Dollar and Thirteen cents (\$1.13) clerk's cost,  
no part of which judgment has been paid.

That at the 10<sup>th</sup> of July 1908 Sallie Parkey and others  
filed their bill in this Honorable Court against said John R.  
Horton and others, the object of which suit is to partition or  
sell a certain tract or parcel of land lying and being <sup>in</sup> said Coun-  
ty of Lee on Wallens Creek and on the North side of Powells  
Mountain, containing \_\_\_\_\_ Acres more or less, it being a por-  
tion of the tract of land owned by H. N. Horton, deceased, in his  
life-time and which descended to his widow and heirs at law at  
his death, one of whom <sup>is</sup> said John R. Horton, and to distribute the  
proceeds of the sale of the said land among the said heirs and wid-  
ow, according to their respective interests therein; that the said  
judgment was duly docketed in the judgment lien docket in the  
Clerk's of this County on the 3<sup>rd</sup> day of May, 1906, <sup>Y</sup> thus became a  
lien upon the said John R. Horton's interest in said tract of land.  
A copy of said judgment and the docketing of the same is herewith  
filed as part hereof, marked 3.

Now the object and prayer of your petitioners is that the a-  
mount of their said judgments be decreed to be paid out of the pro-  
ceeds of the sale of said land and out of the share of the said  
John R. Horton in said proceeds, if the same is sold, but if the  
tract should be petitioned among said heirs that their said judg-  
ment be decreed to be a lien on said John R. Horton's interest in



said land and enforced against the same, and for general relief.

That the said John R. Horton be made a party defendant to this petition and answer the same, but not under oath, answer under oath being waived.

And your petitioners will ever pray &c.

James W. Orr, for Petitioners.



Cauk + Orr

vs Petition

John R. Norton

Filed by leave of  
Court Dec 15, 1908.

H. C. D. Ewing,

Clerk.

1909 2<sup>nd</sup> Jan. Rules  
Spa executed + D.

" 1<sup>st</sup> Feb. Rules  
D. N. confirmed +  
cause set for hearing.







Mr. John R. Horton,

Whereas, the undersigned on the first day of December, 1906, before E. A. Robinett a Justice of the Peace for Lee County, Virginia, obtained a judgment against you for the sum of \$15.00 with interest thereon from the 22nd day of December, 1894 until paid, and \$1.00 cost before said Justice, to which has been added \$1.13 clerk's cost, and which judgment remains unpaid. You will please take notice, that unless the amount of the said judgment and the costs are paid within sixty days from the service on you of this notice, we will file a bill in Chancery in the Circuit Court of the said County, to enforce the lien of the said judgment and cost against your undivided interest in a certain tract or parcel of land lying and being in Lee County, Virginia, on Wallen's Creek and on the North side of Powell's Mountain, containing \_\_\_\_\_ acres, it being a portion of the tract of land owned by your father, H. N. Horton deceased, in his life time, and belonged to him at the time of his death, and which descended to you, and the other heirs of the said H. N. Horton, deceased, subject to the dower of the ~~said~~ <sup>of said H. N. Horton</sup> widow therein, and against any other real estate owned by you in the said County.

Given under my hand this the 7th day of August, 1906.

Cauk & Orr, Late  
By Orr & Hall, attys.  
Merchants,



Court & Orr  
vs. } Notice  
John R. Horton,

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Executed on the 13 day  
of August 1906 by  
Delivering a true  
copy of the within  
Notice to John R. Horton  
D. H. Mohan D. S.  
for P. M. Ball D. S. C.  
Filed Aug. 16, 1906 -  
A. B. A. Ewing,  
Clerk.



The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon

*John R. Horton*

to appear at the Clerk's office of the Circuit Court of the County of Lee, at rules to be held for the said court, on  
the *3rd* Monday in *January*, 190*9*, to answer a bill in chancery exhibited against *John R. Horton*

*agent of* *A. H. Cook & W. E. Orr*, late merchants and  
partners under the firm name and style of *Cook & Orr*,  
in the Chancery cause of *Sallie Parker, et al*,  
Plaintiffs, vs. *J. B. Horton, et al*, Defendants.

And have then there this writ. Witness, H. C. T. EWING, Clerk of our said Court, at the court-house, the *28th*  
day of *Dec*, 190*8*, and 1*33*<sup>rd</sup> year of the Commonwealth.

A Copy, Teste:

*H. C. T. Ewing*, Clerk

, Clerk



Cook & Orr

VS

SUBPOENA  
IN  
CHANCERY

John R. Horton

John W. Orr, p. q.

To 2nd Jan'y Rules  
Lee Circuit Court

1909  
Executed By delivering a  
true copy to John R  
Horton this Jan 2  
1909

W. E. Glass, D. J.  
per W. J. Tucker & Co